

## HB 382 Testimony By Patti Jacques

Currently our laws, both Federal and State, use words as mental defect or mental defective in describing a mental illness disorder, also known as (aka) a mental disorder or behavioral health disorder.

We do not describe developmentally disabled or intellectual disabilities as developmentally defective or intellectual defect or epilepsy defective, but these disabilities are legitimate health disorders, as is mental illnesses a.k.a. mental disorders, are legitimate health disorders as recognized by the Federal and our State Laws.

Currently we have a Montana Law 53-21-102 (9)(a) Definitions- M.C.A.

- defining mental disorders -

(a) Mental Disorder - means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

(b) The term does not include:

(i) addiction to drugs or alcohol;

(ii) drug or alcohol intoxication;

(iii) intellectual disability; or

(iv) epilepsy.

(c) A mental disorder may co-occur with addiction or chemical dependency.

HB 382 has listed numerous Montana State Laws that refer mental disorders as mental defect or defective. People with mental illness disorder disabilities do not want their illness to be defined as defect or defective just like people with developmentally or intellectual disabilities do not want their disorder to be defined as defect or defective.

I'm asking all of you - Let Montana go forward, let us stop the stigmatizing of a disability, and show our State and Nation we are going to change the world by one word (from defect to disorder), we are going to change our thoughts towards others by changing one word (from defect to disorder), we are going to change discrimination within our State Laws by one word (from defect to disorder), we as a State will eliminate abusive language in our laws by one word (from defect to disorder), and by one word (from defect to disorder) our State will acknowledge acceptance of a mental illness disorder for which there is no cure.



## 1142

[illegible]

*stichon*, *stichon* *n* [alter of obs. *E stichē* stichē, fr. F, fr. I *stichon*, anatomy, fr. Gk *stichō*, fr. Egypt *stim*] = a mineral, Sb-S, consisting of antimony trisulfide that occurs in orthorhombic needle-gray crystals of metallic luster and that is also massive in form. *stichomyia* *sist-k-mih-ē-ā* *also stīch-ion* *m* [fr. Gk *stichomyia*, fr. Gk *stichomyia*, fr. *stichos* *pos*, verse + *mythos* speech, myth; akin to *Gk stichēm* to walk, go — more at STAIR] = a delirious condition.

[illegible]

**stick** *v* 1: to arrange (lumber) in stacks 2: to provide a stick as support for 3: to set (type) in a composing stick 4: to compose with 5: to stick (type) in a composing stick 6: to compose with 7: to stick (type) in a composing stick 8: to compose with 9: to stick (type) in a composing stick 10: to compose with 11: to stick (type) in a composing stick 12: to compose with 13: to stick (type) in a composing stick 14: to compose with 15: to stick (type) in a composing stick 16: to compose with 17: to stick (type) in a composing stick 18: to compose with 19: to stick (type) in a composing stick 20: to compose with 21: to stick (type) in a composing stick 22: to compose with 23: to stick (type) in a composing stick 24: to compose with 25: to stick (type) in a composing stick 26: to compose with 27: to stick (type) in a composing stick 28: to compose with 29: to stick (type) in a composing stick 30: to compose with 31: to stick (type) in a composing stick 32: to compose with 33: to stick (type) in a composing stick 34: to compose with 35: to stick (type) in a composing stick 36: to compose with 37: to stick (type) in a composing stick 38: to compose with 39: to stick (type) in a composing stick 40: to compose with 41: to stick (type) in a composing stick 42: to compose with 43: to stick (type) in a composing stick 44: to compose with 45: to stick (type) in a composing stick 46: to compose with 47: to stick (type) in a composing stick 48: to compose with 49: to stick (type) in a composing stick 50: to compose with 51: to stick (type) in a composing stick 52: to compose with 53: to stick (type) in a composing stick 54: to compose with 55: to stick (type) in a composing stick 56: to compose with 57: to stick (type) in a composing stick 58: to compose with 59: to stick (type) in a composing stick 60: to compose with 61: to stick (type) in a composing stick 62: to compose with 63: to stick (type) in a composing stick 64: to compose with 65: to stick (type) in a composing stick 66: to compose with 67: to stick (type) in a composing stick 68: to compose with 69: to stick (type) in a composing stick 70: to compose with 71: to stick (type) in a composing stick 72: to compose with 73: to stick (type) in a composing stick 74: to compose with 75: to stick (type) in a composing stick 76: to compose with 77: to stick (type) in a composing stick 78: to compose with 79: to stick (type) in a composing stick 80: to compose with 81: to stick (type) in a composing stick 82: to compose with 83: to stick (type) in a composing stick 84: to compose with 85: to stick (type) in a composing stick 86: to compose with 87: to stick (type) in a composing stick 88: to compose with 89: to stick (type) in a composing stick 90: to compose with 91: to stick (type) in a composing stick 92: to compose with 93: to stick (type) in a composing stick 94: to compose with 95: to stick (type) in a composing stick 96: to compose with 97: to stick (type) in a composing stick 98: to compose with 99: to stick (type) in a composing stick 100: to compose with

mining or b) plugging or plastering **c**: to become stuck by or as if  
 2 **a**: to remain in a place, situation, or environment **b**: to hold fast  
 and adhere resolutely **c**: **CLING** **d**: to remain effective **e**: to keep  
 in a chase or competition **3**: to become blocked, wedged, or  
 clamped **4 a**: **BALE**, **SCUTTLE** **b**: to find oneself baffled **c**  
 to be unable to proceed **5**: **PROJECT** **PROTRUDE**

STICK APPLIED, COME, CLING, CLEAVE, shared meaning element

er /'sɪk-ər/ *n* 1; one that pierces with a point 2 *a*; one adheres or causes adhesion

**tick** *v* 1 **a**: to put out; **ROJECT** **b**: to be prominent or conspicuous **2**: to be persistent (as in a demand or an opinion) **3**: to endure to the end — often used with *it*  
**tick-pin** *n* **1**: an ornamental pin. *exp*: one worn in the necktie  
**tick-seed** *v*-sed *n*: any of a genus (*Lappula*) of weedy herbs of the boraginaceae family with bristly seedpods  
**tick-shift** *n*: a manually operated shift

**stick-work** *n* **1**: the use (as in hockey) of one's stick in offensive and defensive techniques **2**: bating; ability in baseball (a player's *stick-work*) **3**: the use of a stick in the work of a cooper

normal alert sleeping <seated > 2 a: TBM, RESOLVE b: TBM, RESOLVE c: PROUD d (1): marked by reserve or (2): lacking in ease or grace; SATISFIED 3: hard fought 4 a (1): exerting great force <a wind> b: FORCEFUL VIGOROUS c: THICK <goose> 5: of a dense glutinous consistency b: POINT 6 a: HARSH, SEVERE <a density> b: ABDUCT, FLOCCID <gettling> 7: not easily covered by an external force (amblyopia)

**stiff-necked** *ˈstɪf.nɛkəd* *adj* 1: HALICORY, STUBBORN 2: STIFF THROAT

[illegible]

stigma \ˈstɪɡ-mə/ *adj* 1. a mark or stain, especially one occurring on the skin as a result of disease or injury 2. a mark of disgrace as a result of a particular action

[illegible]

of, or being a static photograph as contrasted with a motion picture  
 2. (2) engaged in taking still photographs <a ~ photographer> 2  
 3. attempting to sound: QUIET b. SILENT, MUTE 3. CALM  
 4. RANQUOR b. free from noise or turbulence ~ stillness *n*  
 5. still *w* 1 a. ALLAY, CALM b. to put an end to: SETTLE  
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**animate objects** 2: the category of graphic arts concerned with animate subject matter  
**filman** \fil'man/ **n** 1: one who owns or operates a still 2: one who tests distillation equipment (as in oil refinery)  
**stroom** \strum/ **n** 1: *still* **Brd**: a room connected with a kitchen where liquors, preserves, and cakes are kept and beverages (as tea) are prepared  
**watër** \wa'ter/ **n**: a part of a stream where the gradient is so gentle

birds notably long-legged, footed limicoline birds (genera *Numenius* and *Cladophrynus*) that are related to the avocets, frequent ponds and marshes, and nest in small colonies.

It is: to raise on or as if on stilts

Stilted: *stilts* *only* 1: having the springing line higher than the support level of the impost *<see>* *stilts* *2 a* 3: having a lofty or stiff

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*stimulus* /ˈstɪmjʊləs/ *vb* -lured; -luring If *stimulus*, pp of *stimulate* /ˈdai-/ *vt* -lured; -luring If *stimulant* only



# ophiology • opprobrium

**ophi-** \äf-ē- \ n [Gk *ophis* + E *-logy*] : a dealing with snakes  
**ophiophagous** \äf-ē- \ adj [Gk *ophiophagos*, fr. *ophis* : feeding on snakes  
**Ophe** : a biblical land of uncertain location

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**assistance** *syn* see **SEASONABLE** *ant* inopportune — **op-por-tune-ly** *adv* — **op-por-tune-ness** \-t(y)ün-näs- \ n

**op-por-tun-ism** \-t(y)ün-niz-əm- \ n : the art, policy, or practice of taking advantage of opportunities or circumstances esp. with little regard for principles or consequences — **op-por-tun-ist** \-näst- \ n or *adj* — **op-por-tu-nis-tic** \-i(y)ü-nis-tik- \ *adj* — **op-por-tu-nis-ti-cal-ly** \-ti-k(ə)l- \ *adv*

**op-por-tu-ni-ty** \äp-ər-ˈt(y)ü-ni-ē- \ n, *pl* -ties 1 : a favorable juncture of circumstances <the halt provided an ~ for rest and refreshment> 2 : a good chance for advancement or progress

**op-pos-able** \-ä-pō-zə-bəl- \ *adj* 1 : capable of being opposed or resisted 2 : capable of being placed against one or more of the remaining digits <man's ~ thumb> — **op-pos-abil-i-ty** \-pō-zə-bil-ə-ti- \ n

**op-pose** \ä-pōz- \ *vt* **op-posed**; **op-pos-ing** [F *opposer*, fr. L *opponere* (perf. indic. *opposui*), fr. *ob-* against + *ponere* to place — more at **OB-** POSITION] 1 : to place opposite or against something 2 : to place over against something for resistance, counterbalance, or contrast 3 : to offer resistance to — **op-pos-er** n

**op-pose-less** \-ä-pōz-ləs- \ *adj* : set or placed in opposition : **CONTRARY** *syn* **OPPOSE**, **COMBAT**, **RESIST**, **WITHSTAND**, **ANTAGONIZE** *shared meaning element* : to set oneself against someone or something

**op-po-site** \äp-ə-zit, -sət- \ n 1 : something that is opposed or contrary 2 : **ANTONYM** *ant* **opposite** *adj* [ME, fr. MF, fr. L *oppositus*, pp. of *opponere*] 1 a : set over against something that is at the other end or side of an intervening line or space <~ interior angles> <~ ends of a diameter> b : situated in pairs on an axis each being separated from the other by half the circumference of the axis <~ leaves> — compare **ALTERNATE** 2 a : occupying an opposing and often antagonistic position <~ sides of the question> b : diametrically different (as in nature or character) <~ meanings> 3 : contrary to one another or to a thing specified : **REVERSE** <gave them ~ directions> 4 : being the other of a matching or contrasting pair <members of the ~ sex> 5 : of, relating to, or being the side of a baseball field that is near the first base line for a right-handed batter and near the third base line for a left-handed batter <hit a single to the ~ field> — **op-po-site-ly** *adv* — **op-po-site-ness** n

*syn* **OPPOSITE**, **CONTRADICTORY**, **CONTRARY**, **ANTITHETICAL** *shared meaning element* : being so far apart as to be or seem irreconcilable. **OPPOSITE**, the inclusive term, may replace any of the others but finds its typical application in description of abstract things that stand in sharp contrast or complete antagonism <held opposite views on the solution of the problem> <the boys went in opposite directions> **CONTRADICTORY** applies to things that so completely negate each other that if one is true or valid the other must be false or invalid <the suspects made contradictory statements to the police> **CONTRARY** can imply extreme divergence (as of opinions or motives) or, especially as used in formal logic, diametrical opposition <his conclusion was contrary to mine> <they drifted off in a contrary direction> **ANTITHETICAL** stresses clear and unequivocal diametric opposition <the essential interests of men and women are eternally antithetical> — H. L. Mencken

**op-po-site-ly** *adv* : on or to an opposite side

**op-po-site-ness** n

**op-po-site-ly** *adv* : on or to an opposite side

**op-po-site-ly** *adv* : on or to an opposite side

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**op-po-site-ly** *adv* : on or to an opposite side



opossum 1

TEMP. REPRODUCTION													
ə	about	ə	kitten	ər	further	a	back	ā	bake	ä	cot, cart		
au	out	ch	chin	e	less	ē	easy	g	gift	i	trip	i	life
j	joke	ŋ	sing	ō	flow	ó	flaw	oi	coin	th	thin	th	this
ü	loot	ú	foot	y	yet	yü	few	yü	furious	zh	vision		



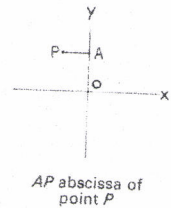




if pus surrounded by

**g** [L. *abscessus*, pp. of at CONCISE] *vr*: to cut sion on (var. of *abscession*) widespread in nature promotes leaf abscission on cell elongation

**-sis-m** *n* [*abscession*, regulatory substances end to promote leaf processes — compare



conceal — more at resell — **ab-scend-er**

being absent 2: the ACK <an ~ of detail> r occurrences <~ of

*absent*, *absens*, pp. of - more at [s] 1: not ting: LACKING <dan- M. H. Trytten> 3

*absent*, *absens*, pp. of - more at [s] 1: not ting: LACKING <dan- M. H. Trytten> 3

by mail) in advance of present at the polls prolonged absence of an (longed absence of an) e from duty (as work) s permitted to vote by

lost in thought and PREOCCUPIED; also **nd-ed-ly** *adv* — **ab-**

authority from one's

*absinth*, fr. L. *absinthi- sp*: a common Euro- 2: a green liqueur e, and other aromatics

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**absolute zero** *n*: a hypothetical temperature characterized by complete absence of heat and equivalent to approximately -273.16°C or -459.69°F

**ab-so-lu-tion** \ab-sə-'lū-shən/ *n*: the act of absolving; *specif*: a remission of sins pronounced by a priest (as in the sacrament of penance)

**ab-so-lu-tism** \ab-sə-'lūt-iz-əm/ *n* 1 *a*: a political theory that absolute power should be vested in one or more rulers *b*: government by an absolute ruler or authority: DESPOTISM 2: advocacy of a rule by absolute standards or principles 3: an absolute standard or principle — **ab-so-lu-tist** \-lūt-əst/ *n* or *adj* — **ab-so-lu-tis-tic** \ab-sə-'(l)ūt-tis-tik/ *adj*

**ab-so-lu-tize** \ab-sə-'lūt-īz/ *vr*: **-ized**; **-izing**: to make absolute: convert into an absolute

**ab-solve** \ab-'zālv-, 'sālv-, 'zōlv/ *vr* **ab-solved**; **ab-solv-ing** [ME *absolver*, fr. L. *absolvere*, fr. *ab-* + *solvere* to loosen — more at SOLVE] 1: to set free from an obligation or the consequences of guilt 2: to remit (a sin) by absolution — **ab-solv-er** *n*

**ab-sorb** \ab-'sōrb-, 'zōrb/ *vr* [MF *absorbere*, fr. L. *absorbere*, fr. *ab-* + *sorbere* to suck up; akin to Gk *rhōphēin* to suck up] 1: to take in and make part of an existent whole <the capacity of China to ~ invaders> 2 *a*: to suck up or take up <a sponge ~s water> <charcoal ~s gas> <plant roots ~ water> *b*: to take in <convictions ~ed in youth — M. R. Cohen> 3: to engage or engross wholly <~ed in thought> 4 *a*: to receive without recoil or echo <provided with a sound-absorbing surface> *b*: to transform (radiant energy) into a different form usu. with a resulting rise in temperature <the earth ~s the sun's rays> 5: to take over (a cost) — **ab-sorb-abil-ty** \ab-'sōrb-ə-'bil-ət-ē-, 'zōrb-/ *n* — **ab-sorb-able** \ab-'sōrb-ə-'bəl-, 'zōrb-/ *adj* — **ab-sorb-er** *n*

*syn* 1 ABSORB. IMBIBE. ASSIMILATE *shared meaning element*: to take in and incorporate something (as into the substance or mind) *ant* dissipate (as time, energies) 2 *see* MONOPOLIZE

**ab-sorb-ance** \ab-'sōrb-ən(t)s-, 'zōrb-/ *n*: ABSORBENCY 2

**ab-sorb-ency** \ab-'sōrb-ən-sē-, 'zōrb-/ *n*, *pl* -cies 1: the quality or state of being absorbent 2 or **ab-sorb-ency**: the ability of a layer of a substance to absorb radiation expressed mathematically as the negative common logarithm of transmittance

**ab-sorb-ent** also **ab-sorb-ant** \-bən(t)/ *adj* [L. *absorbens*, *absorbens*, pp. of *absorbere*] 1: able to absorb <as ~ as a sponge> 2: **absorbent** also **absorbant** *n*

**ab-sorb-ing** *adj*: fully taking one's attention: ENGROSSING <an ~ novel> — **ab-sorb-ing-ly** \-bīŋ-lē/ *adv*

**ab-sorp-tance** \ab-'sōrp-tən(t)s-, 'zōrp-/ *n* [absorption + -ance] 1: the ratio of the radiant energy absorbed by a body to that incident upon it

**ab-sorp-tion** \ab-'sōrp-shən-, 'zōrp-/ *n* [F & L, fr. L. *absorption*, *absorptio*, fr. *absorptus*, pp. of *absorbere*] 1 *a*: the process of absorbing or of being absorbed — compare ADSORPTION *b*: interception of radiant energy or sound waves 2: entire occupation of the mind <~ in his work> — **ab-sorp-tion-al** \-shənəl-, 'shən-/ *adj* — **ab-sorp-tive** \-tīv/ *adj*

**ab-stain** \ab-'stān/ *vr* [ME *abstēnere*, fr. MF *abstēnir*, fr. L. *abstinere*, fr. *abs-* + *tenere* to hold — more at THIN] 1: to refrain deliberately and often with an effort of self-denial from an action or practice *syn* see REFRAIN — **ab-stain-er** *n*

**ab-ste-mi-ous** \ab-'stē-mē-əs/ *adj* [L. *abstemius*, fr. *abs-* + *temere* mead; akin to L. *tenebrae* darkness — more at TEMERITY] 1: sparing esp. in eating or drinking 2: sparingly used or indulged in <~ diet> — **ab-ste-mi-ous-ly** *adv*

**ab-sten-tion** \ab-'stēn-shən/ *n* [LL *abstention*, *abstentio*, fr. L. *abstentus*, pp. of *abstinere*] 1: the act or practice of abstaining — **ab-sten-tious** \-chəs/ *adj*

**ab-sti-nence** \ab-'stā-nən(t)s/ *n* [ME, fr. OF, fr. L. *abstinentia*, fr. *abstinere*, *abstinens*, pp. of *abstinere*] 1: voluntary forbearance esp. from indulgence of appetite or from eating some foods 2: ABSTENTION 2: habitual abstaining from intoxicating beverages — **ab-sti-nent** \-nənt/ *adj* — **ab-sti-nent-ly** *adv*

**abstr** *abbr* abstract

**ab-tract** \ab-'strakt-, 'ab-/ *adj* [ML *abstractus*, fr. L. pp. of *abstrahere* to draw away, fr. *abs-* + *trahere* to draw — more at DRAW] 1 *a*: dissociated from any specific instance <~ entity> *b*: difficult to understand: ABSTRUSE <~ problems> *c*: IDEAL <~ justice> *d*: insufficiently factual: FORMAL <~ possessed only an ~ right> 2: expressing a quality apart from an object <the word *poem* is concrete, *poetry* is ~> 3 *a*: dealing with a subject in its abstract aspects: THEORETICAL <~ science> *b*: IMPERSONAL, DETACHED <the ~ compassion of a surgeon> *c*: TIME 4: having only intrinsic form with little or no attempt at pictorial representation <~ painting> — **ab-tract-ly** \ab-'strak-(t)lē-, 'ab-/ *adv* — **ab-tract-ness** \ab-'strak(t)-nəs-, 'ab-/ *n*

**ab-tract** \ab-'strakt-, 'ab-/ *n* [ME, fr. L. *abstractus*] 1: a summary of points (as of a writing) usu. presented in skeletal form 2: an abstract thing or state 3: ABSTRACTION 4 *syn* see ABRIDGMENT *ant* amplification

**ab-tract** \ab-'strakt-, 'ab-/ *vr* *in sense 3 usu* \ab-/ *vr* 1: REMOVE. SEPARATE 2: to consider apart from application to a particular instance 3: to make an abstract of: SUMMARIZE 4: to draw away the attention of 5: STEAL. PURLOIN ~ *vr*: to make an abstraction — **ab-tract-able** \-strak-tə-'bəl-, 'strak-/ *adj* — **ab-tract-er** or **ab-tract-er** \-tər-/ *n*

**ab-tract-ed** \ab-'strak-təd-, 'ab-/ *adj*: PREOCCUPIED, ABSENTMIND-ED <the ~ look of a professor> — **ab-tract-ed-ly** *adv* — **ab-tract-ed-ness** *n*

**abstract expressionism** *n*: art in which the artist attempts to convey his attitudes and emotions through nonrepresentational means — **abstract expressionist** *n*

**ab-strac-tion** \ab-'strak-shən/ *n* 1 *a*: the act or process of abstracting: the state of being abstracted *b*: an abstract idea or term 2: absence of mind 3: abstract quality or character 4: an abstract composition or creation in art — **ab-strac-tion-al** \-shənəl-, 'shən-/ *adj* — **ab-strac-tive** \ab-'strak-tiv-, 'ab-/ *adj*

## absolute zero • abyss

**ab-strac-tion-ism** \ab-'strak-shən-iz-əm/ *n*: the principles or practice of creating abstract art — **ab-strac-tion-ist** \-sh(ə)-nəst/ *adj* or *n*

**abstract of title**: a summary statement of the successive conveyances and other facts on which a person's title to a piece of land rests

**ab-strict** \ab-'strikt/ *vr* [*ab-* + L. *strictus*, pp. of *stringere* to draw tight — more at STRAIN]: to cut off in or as if in abstraction

**ab-stric-tion** \-'strikt-shən/ *n*: the formation of spores by the cutting off of portions of the sporophore through the growth of septa

**ab-struse** \ab-'strūs-, ab-/ *adj* [L. *abstrusus*, fr. pp. of *abstrudere* to conceal, fr. *abs-* + *trudere* to push — more at THREAT] 1: difficult to comprehend: RECONDITE <the ~ calculations of mathematicians> — **ab-struse-ly** *adv* — **ab-struse-ness** *n*

**ab-stru-si-ty** \-'strū-sət-ē-/ *n*, *pl* -ties 1: the quality or state of being abstruse: ABSTRUSENESS 2: something that is abstruse

**ab-surd** \ab-'sərd-, 'zərd/ *adj* [MF *absurde*, fr. L. *absurdus*, fr. *ab-* + *surdus* deaf, stupid — more at SURD] 1: ridiculously unreasonable, unsound, or incongruous 2: having no rational or orderly relationship to man's life: MEANINGLESS; also: lacking order or value 3: dealing with the absurd or with absurdism — **ab-surd-ly** *adv* — **ab-surd-ness** *n*

**absurd** *n*: the state or condition in which man exists in an irrational and meaningless universe and in which man's life has no meaning outside his own existence

**ab-surd-ism** \-'iz-əm/ *n*: a philosophy based on the belief that man exists in an irrational and meaningless universe and that his search for order brings him into conflict with his universe — compare EXISTENTIALISM — **ab-surd-ist** \-'əst-/ *n* or *adj*

**ab-sur-di-ty** \-'sərd-ət-ē-, 'zərd-/ *n*, *pl* -ties 1: the quality or state of being absurd: ABSURDNESS 2: something that is absurd

**absurd theater** *n*: THEATER OF THE ABSURD

**abub-bly** \-'bāb-əl-/ *adj* 1: being in the process of bubbling: EFFERVESCENT 2: being in a state of agitated activity: ASTIR

**ab-uild-ing** \-'bīl-dīŋ/ *adj*: being in the process of building: being built

**ab-un-dance** \ə-'bən-dən(t)s/ *n* 1: an ample quantity 2: AFFLUENCE, WEALTH 3: relative degree of plenty <low ~s of uranium and thorium — H. C. Urey>

**ab-un-dant** \-'dānt-/ *adj* [ME, fr. MF, fr. L. *abundant*, *avundaans*, pp. of *abundare* to abound] 1 *a*: marked by great plenty (as of resources) <a fair and ~ land> *b*: amply supplied: ABUNDANT <~ with fly life and other natural trout food — Alexander MacDonald> 2: occurring in abundance <~ rainfall> *syn* see PLENTIFUL *ant* scarce — **ab-un-dant-ly** *adv*

**abundant year** *n*: PERFECT YEAR

**ab-use** \ə-'byūs/ *vr* **abused**; **abus-ing** [ME *abusen*, fr. MF *abuser*, fr. L. *abusus*, pp. of *abuti*, fr. *ab-* + *uti* to use — more at USE] 1: to attack in words: REVILE 2 *obs*: DECEIVE 3: to put to a wrong or improper use <~ a privilege> 4: to use so as to injure or damage: MALTREAT <~ a dog> — **abus-able** \-'byū-zə-'bəl-/ *adj* — **abus-er** *n*

**ab-use** \ə-'byūs/ *n* 1: a corrupt practice or custom 2: improper use or treatment: MISUSE <drug> 3 *obs*: a deceitful act: DECEPTION 4: abusive language 5: physical maltreatment

*syn* ABUSE, VITUPERATION, INVECTIVE, OBLOQUY, SCURRILITY, BILLINGSGATE *shared meaning element*: vehemently expressed condemnation or disapproval *ant* adulation

**abu-sive** \ə-'byū-siv-, 'ziv/ *adj* 1: characterized by wrong or improper use or action: CORRUPT <~ financial practices> 2 *a*: characterized by or serving for verbal abuse *b*: physically injurious <received ~ treatment> — **abu-sive-ly** *adv* — **abu-sive-ness** *n*

**abut** \ə-'bət/ *vb* **abut-ted**; **abut-ting** [ME *abuten*, partly fr. OF *aboter* to border on, fr. *a-* (fr. L. *ad-*) + *bout* blow, end, fr. *boter* to strike; partly fr. OF *abuter* to come to an end, fr. *a-* + *but* end, aim — more at BUTT, BUTT] *vi* 1: to touch along a border or with a projecting part <land ~s on the road> 2 *a*: to terminate at a point of contact *b*: to lean for support ~ *vt* 1: to border on: TOUCH 2: to cause to abut — **abut-ter** *n*

**abu-ti-lon** \ə-'byūt-lən-/ *n* [NL, genus name, fr. Ar *abwātīlūn* *abutilon*]; any of a genus (*Abutilon*) of plants of the mallow family with usu. lobed leaves and showy solitary bell-shaped flowers

**abut-ment** \ə-'bət-mənt/ *n* 1: the place at which abutting occurs 2 *a*: the part of a structure that directly receives thrust or pressure (as of an arch) *b*: an anchorage for the cables of a suspension bridge or aerial railway

**abut-tals** \ə-'bət-'təlz/ *n* *pl*: the boundaries of lands with respect to adjacent lands

**abut-ting** *adj*: that abuts or serves as an abutment: ADJOINING, BORDERING *syn* see ADJACENT

**abuzz** \ə-'bʌz/ *adj*: filled or resounding with or as if with a buzzing sound <a lake ~ with outboards> <a town ~ with excitement>

**aby** or **abye** \ə-'bi-/ *vr* [ME *abien*, fr. OE *abyegan*, fr. *a-* + *byegan* to buy — more at ABIDE, BUY] *archaic*: to suffer a penalty for

**abyss** \ə-'biz-əm/ *n* [ME *abime*, fr. OF *abisme*, modif. of LL *abyssus*] 1: ABYSS <the dark backward and ~ of time — Shak>

**abys-mal** \ə-'biz-məl/ *adj* 1 *a*: having immense or fathomless extension downward, backward, or inward <an ~ cliff> *b*: immeasurably great: PROFOUND <~ ignorance> <the ~ sufferings of the dispossessed> 2: ABYSSAL *syn* see DEEP — **abys-mal-ly** \-mə-lē/ *adv*

**abyss** \ə-'bis-/ *n* [ME *abyssus*, fr. LL *abyssus*, fr. Gk *abyssos*, fr. *abyssos* bottomless, fr. *a-* + *byssos* depth; akin to Gk *bathys* deep

ə abut    ʔ kitten    ər further    a back    ā bake    ä cot, cart  
au out    ch chin    e less    ē easy    g gift    i trip    i life  
j joke    ŋ sing    ō flow    ó flaw    ò coin    th thin    th this  
ü loot    u foot    y yet    yū few    yū furious    zh vision



HOUSE BILL NO. 382

2 INTRODUCED BY M. DUNWELL

3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING TERMINOLOGY RELATING TO MENTAL  
ILLNESS;

5 REPLACING REFERENCES TO "MENTAL DISEASE OR DEFECT", "MENTAL DEFECT", AND  
SIMILAR

6 PHRASES WITH REFERENCES TO "MENTAL DISEASE OR DISORDER", "MENTAL DISORDER",  
AND

7 SIMILAR PHRASES; AMENDING SECTIONS 37-3-103, 37-60-303, 39-3-406, 39-30-103, 44-5-103,  
45-2-101,

8 45-2-211, 45-5-501, 45-8-321, 46-14-101, 46-14-102, 46-14-103, 46-14-202, 46-14-204, 46-14-206, 46-  
14-214,

9 46-14-217, 46-14-301, 46-14-302, 46-14-304, 46-14-311, 46-14-312, 46-15-323, 53-1-104, 80-20-102,  
AND

10 81-30-102, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

11

12 BE



# Montana Code Annotated 2014

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**53-21-102. Definitions.** As used in this chapter, the following definitions apply:

- (1) "Abuse" means any willful, negligent, or reckless mental, physical, sexual, or verbal mistreatment or maltreatment or misappropriation of personal property of any person receiving treatment in a mental health facility that insults the psychosocial, physical, or sexual integrity of any person receiving treatment in a mental health facility.
- (2) "Behavioral health inpatient facility" means a facility or a distinct part of a facility of 16 beds or less licensed by the department that is capable of providing secure, inpatient psychiatric services, including services to persons with mental illness and co-occurring chemical dependency.
- (3) "Board" or "mental disabilities board of visitors" means the mental disabilities board of visitors created by [2-15-211](#).
- (4) "Commitment" means an order by a court requiring an individual to receive treatment for a mental disorder.
- (5) "Court" means any district court of the state of Montana.
- (6) "Department" means the department of public health and human services provided for in [2-15-2201](#).
- (7) "Emergency situation" means:
  - (a) a situation in which any person is in imminent danger of death or bodily harm from the activity of a person who appears to be suffering from a mental disorder and appears to require commitment; or
  - (b) a situation in which any person who appears to be suffering from a mental disorder and appears to require commitment is substantially unable to provide for the person's own basic needs of food, clothing, shelter, health, or safety.
- (8) "Friend of respondent" means any person willing and able to assist a person suffering from a mental disorder and requiring commitment or a person alleged to be suffering from a mental disorder and requiring commitment in dealing with legal proceedings, including consultation with legal counsel and others.
- (9) (a) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.
  - (b) The term does not include:
    - (i) addiction to drugs or alcohol;
    - (ii) drug or alcohol intoxication;
    - (iii) intellectual disability; or
    - (iv) epilepsy.
  - (c) A mental disorder may co-occur with addiction or chemical dependency.
- (10) "Mental health facility" or "facility" means the state hospital, the Montana mental health nursing care center, or a hospital, a behavioral health inpatient facility, a mental health center, a residential treatment facility, or a residential treatment center licensed or certified by the department that provides treatment to children or adults with a mental disorder. A correctional



institution or facility or jail is not a mental health facility within the meaning of this part.

(11) "Mental health professional" means:

- (a) a certified professional person;
- (b) a physician licensed under Title 37, chapter 3;
- (c) a professional counselor licensed under Title 37, chapter 23;
- (d) a psychologist licensed under Title 37, chapter 17;
- (e) a social worker licensed under Title 37, chapter 22; or
- (f) an advanced practice registered nurse, as provided for in [37-8-202](#), with a clinical specialty in psychiatric mental health nursing.

(12) (a) "Neglect" means failure to provide for the biological and psychosocial needs of any person receiving treatment in a mental health facility, failure to report abuse, or failure to exercise supervisory responsibilities to protect patients from abuse and neglect.

(b) The term includes but is not limited to:

- (i) deprivation of food, shelter, appropriate clothing, nursing care, or other services;
- (ii) failure to follow a prescribed plan of care and treatment; or
- (iii) failure to respond to a person in an emergency situation by indifference, carelessness, or intention.

(13) "Next of kin" includes but is not limited to the spouse, parents, adult children, and adult brothers and sisters of a person.

(14) "Patient" means a person committed by the court for treatment for any period of time or who is voluntarily admitted for treatment for any period of time.

(15) "Peace officer" means any sheriff, deputy sheriff, marshal, police officer, or other peace officer.

(16) "Professional person" means:

- (a) a medical doctor;
- (b) an advanced practice registered nurse, as provided for in [37-8-202](#), with a clinical specialty in psychiatric mental health nursing;
- (c) a licensed psychologist; or
- (d) a person who has been certified, as provided for in [53-21-106](#), by the department.

(17) "Reasonable medical certainty" means reasonable certainty as judged by the standards of a professional person.

(18) "Respondent" means a person alleged in a petition filed pursuant to this part to be suffering from a mental disorder and requiring commitment.

(19) "State hospital" means the Montana state hospital.

**History:** Ap. p. 38-1302 by Sec. 2, Ch. 466, L. 1975; amd. Sec. 9, Ch. 37, L. 1977; amd. Sec. 2, Ch. 546, L. 1977; Sec. 38-1302, R.C.M. 1947; (15)En. 38-106.1 by Sec. 3, Ch. 120, L. 1974; Sec. 38-106.1, R.C.M. 1947; R.C.M. 1947, 38-106.1, 38-1302; amd. Sec. 1, Ch. 547, L. 1979; amd. Sec. 18, Ch. 361, L. 1983; amd. Sec. 1, Ch. 578, L. 1983; amd. Sec. 1, Ch. 376, L. 1987; amd. Sec. 1, Ch. 262, L. 1991; amd. Sec. 1, Ch. 312, L. 1993; amd. Sec. 486, Ch. 546, L. 1995; amd. Sec. 15, Ch. 490, L. 1997; amd. Sec. 2, Ch. 310, L. 2001; amd. Sec. 6, Ch. 342, L. 2001; amd. Sec. 2, Ch. 344, L. 2001; amd. Sec. 3, Ch. 513, L. 2003; amd. Sec. 1, Ch. 81, L. 2005; amd. Sec. 1, Ch. 71, L. 2007; amd. Sec. 1, Ch. 116, L. 2007; amd. Sec. 1, Ch. 80, L. 2009; amd. Sec. 1, Ch. 481, L. 2009; amd. Sec. 20, Ch. 68, L. 2013; amd. Sec. 1, Ch. 308, L. 2013.